



Agenda Date: 12/20/00

Agenda Item: 7A

STATE OF NEW JERSEY

Board of Public Utilities

Two Gateway Center

Newark, NJ 07102

CABLE TELEVISION

IN THE MATTER OF CABLEVISION)	<u>DECISION AND ORDER</u>
SYSTEMS CORPORATION OF)	
NEW JERSEY, OF ELIZABETH REQUEST)	
FOR WAIVER, <u>NUNC PRO TUNC</u> , OF)	DOCKET NO.CO00090656
THIRTY-DAY NOTICE PERIOD)	

Don Viapree, Manager of Government Affairs and Education, Cablevision Systems Corporation, 40 Pine Street, Tinton Falls, New Jersey 07753

BY THE BOARD:

On September 8, 2000, Cablevision Systems Corporation of New Jersey of Elizabeth ("Petitioner"), with offices located at 536 North Broad Street in Elizabeth, New Jersey 07205, filed a letter, in lieu of Petition, with the Board of Public Utilities ("Board"), requesting a waiver of the time requirement for providing notice of a proposed rate change in monthly charges for commercial and professional customers who subscribe to SPT-Portuguese Television, effective September 15, 2000. Under the rate change, commercial and professional rates for SPT service was decreased, effective September 15, 2000, from \$99.58 to \$58.85 per month.

As a premium service, the rates for SPT-Portuguese Television cannot be regulated. However, notice of a change in the rate is required. N.J.A.C. 14:18-3.16(a) states that each cable television company shall notify its subscribers of a rate change at least thirty (30) days prior to the effective date of a rate change. However, N.J.A.C. 14:18-3.16(b), permits waiver of the thirty (30) day notice requirement in the instance of rate decrease.

Notice to the municipal officials about the rate decrease was sent on September 12, 2000. Subscribers were notified of the rate decrease by way of a bill insert in the November billing cycle.

Having reviewed this matter, the Board HEREBY FINDS that a waiver of the 30-day notice requirement of N.J.A.C. 14:18-3.16(a) is appropriate. Therefore, pursuant to N.J.A.C. 14:18-3.16(b), the Board HEREBY APPROVES, *nunc pro tunc*, Petitioner's request for waiver of the rate change requirements as hereinabove described.

DATED: December 21, 2000

BOARD OF PUBLIC UTILITIES
BY:

(signed)

HERBERT H. TATE
PRESIDENT

(signed)

CARMEN J. ARMENTI
COMMISSIONER

(signed)

FREDERICK F. BUTLER
COMMISSIONER

ATTEST:

(signed)

FRANCES L. SMITH
SECRETARY